

Transactions currently Pending Action by CON	Previous Count	Types of Facilities Involved	Current Count
Letters of Intent (LOIs) Providers that have sent letters to the department notifying the program of intent to submit an application.	4 0 1 3 3 11	Ambulatory Surgical Center Hospice Hospice Care Center Hospital Kidney Dialysis TOTAL	4 0 1 2 2 9
Submitted Applications Requests for new facilities or services only	4 0 0 3 4 7 2 20	Ambulatory Surgical Centers Home Health Agencies Hospice Agencies Hospice Care Centers Hospital Kidney Dialysis Nursing Home TOTAL	5 0 0 2 4 6 1 18
Submitted Bed Banking Applications	15 16 3 2 0 36	Bed Banking Bed Banking Conversions Bed Banking Extensions Bed Banking Modifications Bed Banking Full Fac. Closure TOTAL	15 16 3 2 0 36
Determinations of Reviewability Requests by providers to evaluate if their proposed project requires a CON.	0 1 0 1	Ambulatory Surgical Center Hospital Nursing Home TOTAL	0 1 0 1
Decisions Made January 1 2006 thru February 9, 2006 Excluding Bed Banking and Determinations of Reviewability	0 0 1 0 0 1 0 0 0 2	Ambulatory Surgery Centers Hospital Kidney Dialysis Home Health Agency Hospice Hospice Care Center Nursing Home Tertiary Health Service Withdrawn TOTAL	0 0 1 0 0 1 0 0 2 4
Appeals—Adjudicative CON determinations currently under appeal through the Administrative Procedures Act.	4 7 0 3 3 7 3 0 27	Ambulatory Surgical Center Bed Banking Home Health Hospice Hospital Kidney Dialysis[2] Nursing Home[3] Tertiary Health Service[1] TOTAL	4 8 1 3 2 4 2 1 25
Appeals-Judicial	1 5 0 1 7	Ambulatory Surgical Center Kidney Dialysis[4] Nursing Home Tertiary Health Services TOTAL	1 5 1 0 7

[1] Superior court remanded back to DoH for further review.

[2] Three of these appeals are expected to be resolved as a result of Fresenius' buy out of RCG which expected to occur by the end of the year.

[3] Other 5 Nursing Home Decisions appealed under Reconsideration

[4] Same as footnote 2